

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. NOV 09 1992

Returned to applicant for correction. _____

Corrected application filed. _____ Map filed. NOV 09 1992

The applicant Dusty Rhodes, c/o Timothy J. McGarry
301 E. Clark Avenue, Suite 700 of Las Vegas
Street and No. or P.O. Box No. City or Town
Nevada 89101
State and Zip Code No. hereby make^s application for permission to change the
point of diversion and place of use, of a portion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under permit No. 36759, certificate No. 12526
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed .0093 cfs, 5.0 ac-ft/year
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Quasi-Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Quasi-Municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, T.21S. R.60E. M.D.B.&M.
Describe as being within a 40-acre subdivision of public survey and by course and
distance to a section corner. If on unsurveyed land, it should be stated.
or at a point from which the C $\frac{1}{4}$ corner of said section 12 bears South 18 degrees
35 minutes 49 seconds West a distance of 1,060.95 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 01, T.21S. R.61E.
If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the W $\frac{1}{4}$ corner of said section 01 bears South
73 degrees 07 minutes 50 seconds West a distance of 2,117.8 feet.
7. Proposed place of use 5.0 acres located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, T.21S. R.60E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.B.&M.
8. Existing place of use Showboat laundry facility located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
01 T.21S. R.61E. M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled well to an underground distribution
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
facility
12. Estimated cost of works \$20,000.00
13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use..... 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

The place of use is the same as existing permit No's 43456 and 42487, these rights were retained by seller and are being removed from the described place of use. Water will be used for a residence, maintenance facilities and landscaping.

By s/Timothy J. McGarry for applicant Dusty Rhodes
301 E. Clark Avenue, Suite 700
Las Vegas, Nevada 89101

Compared. bc/bc ab/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 36759, Certificate 12526 is issued subject to the terms and conditions imposed in said Permit 36759, Certificate 12526 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0093 cubic feet per second, but not to exceed 5 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 19, 1995

Proof of completion of work shall be filed before May 19, 1995

Application of water to beneficial use shall be made on or before April 19, 1998

Proof of the application of water to beneficial use shall be filed on or before May 19, 1998

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 24 1995

Proof of beneficial use filed JUN 08 1998

Cultural map filed

Certificate No. 15086 Issued DEC 21 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 19th day of April

A.D. 19 93

[Signature]
State Engineer